

SENATE JOURNAL

THIRTY-FIFTH LEGISLATURE—THIRD CALLED SESSION

FIRST DAY.

Senate Chamber,
Austin, Texas,
Friday, August 31, 1917.

In obedience to the call of His Excellency, Hon. W. P. Hobby, Acting Governor of the State of Texas, convening the Thirty-fifth Legislature in Special Session this, the 31st day of August, 1917, the Senate met in the Senate Chamber of the Capitol in the city of Austin at 10 o'clock a. m. and was called to order by President Pro Tem. Hon. J. C. McNealus.

Temporary Officers.

The Chair announced the appointment of the following temporary officers: Secretary, Jno. D. McCall of Montgomery County; Journal Clerk, T. H. Yarbrough of Montague County; Sergeant-at-Arms, M. F. Hornbuckle of Bosque County; Doorkeeper, Z. A. McReynolds of Anderson County; Calendar Clerk, W. C. Day of Harris County.

Roll Call.

The Chair directed the Secretary to call the roll of the Senate. A quorum was present, the following Senators answered to their names:

Alderdice.	Hall.
Bailey.	Hopkins.
Bee.	Johnson of Hall.
Buchanan of Bell.	Lattimore.
Buchanan of Scurry.	McCollum.
Caldwell.	McNealus.
Clark.	Page.
Dayton.	Robbins.
Dean.	Strickland.
Decherd.	Sulter.
Floyd.	Woodward.

Absent.

Gibson.	Henderson.
Harley.	Hudspeth.

Johnston of Harris. Smith.
Parr. Westbrook.

Prayer by Rev. S. H. Morgan of Bastrop County.

Proclamation by the Governor.

The Chair here directed the reading of the following proclamation by the Governor:

Governor's Office,
Austin, Texas, Aug. 29, 1917.

I, W. P. Hobby, Acting Governor of the State of Texas, by virtue of the authority vested in me by the Constitution of the State, do hereby call an extraordinary session of the Thirty-fifth Legislature to convene in the city of Austin, Texas, beginning at 10:00 o'clock a. m. Friday, August 31, A. D. 1917, for the following purposes, to wit:

1. To enact adequate laws to prevent the introduction into the State of Texas of the cotton pest known as the pink boll worm, and to eradicate such insects if their presence is discovered in this State, making necessary appropriations to enforce the law thus enacted.

2. To enact needed legislation for the purpose of protecting property rights of Texas citizens who are now or may be enlisted in the service of the United States as soldiers or sailors during the present war between the United States and her allies and the Imperial German Government; having particular regard to the extension of time in which they may as defendants answer to civil suits filed after enlistment.

3. To enact adequate legislation suspending, during the present war with Germany, the rights of execution under a power of sale in the instrument, in all deeds of trust and mortgages on real property, when the party who executed the instrument is enlisted in the army or navy of the United States, providing that execu-

tion may be had only after judicial foreclosure.

4. To enact such legislation as in the judgment of the Legislature may be necessary and proper to meet the unusual conditions that have arisen on account of the severe drouth that has prevailed in the State, providing relief to the citizens in drouth-stricken sections, especially in those counties where the food crops have been failures this season.

5. To facilitate a fair and impartial trial of the articles of impeachment preferred by the House of Representatives against the Governor of Texas.

6. To consider and act upon such other matters as may be presented by the Governor, pursuant to Section 40 of Article III of the Constitution of Texas.

In testimony whereof I have hereunto signed my name officially, and caused to be impressed hereon the seal of State, at the city of Austin, Texas, this 29th day of August, A. D. 1917.

W. P. HOBBY,

[Seal] Acting Governor of Texas.
By the Governor:

C. J. BARTLETT,
Secretary of State.

President Pro Tem.—Election Of.

The Chair announced that nominations for President Pro Tem. for the ensuing Called Session were in order.

Senator Clark placed in nomination for that place Senator W. L. Dean of Walker County.

The nomination was seconded by Senators Gibson, Bee, Hopkins and Page.

There being no other nominations, the Chair declared the nominations closed.

Senators Lattimore, Alderdice and Bailey were appointed as tellers.

Senator Dean received 25 votes, being a majority of all votes cast, and was declared to be duly and constitutionally elected President Pro Tempore of the Senate during the Third Called Session of the Thirty-fifth Legislature.

The Chair appointed Senators Suiter, Johnson of Hall and Gibson as a committee to escort President Pro Tem.-elect Dean to the President's stand, whereupon he took the constitutional oath of office administered by President Pro Tem. McNealus.

Retiring President Pro Tem. Mc

Nealus addressed the Senate, then presented the Chairman, Hon. W. L. Dean, who also addressed the Senate.

(President Pro Tem. Dean in the chair.)

Report of Caucus Committee.

Senate Chamber,

Austin, Texas, Aug. 31, 1917.

Hon. W. L. Dean, President of the Senate.

Sir: Upon call of Senator McNealus, chairman of the last caucus held by the Texas Senate, a caucus was held on August 30, 1917, in the finance room of the Senate to determine the number and personnel of the employes for the ensuing special session. Twenty-nine Senators were present.

It was recommended that all former officers and employes of the Senate at the Second Called Session, including the two newly appointed Sergeants-at-Arms in the gallery, be continued as the officers and employes of the Senate during the Third Called Session, except that Billy Nichols of Gainesville, Texas, be elected to succeed D. Eagan as Assistant Doorkeeper and that during the Third Called Session the office of clerk of the Finance Committee be abolished, and that the number of pages be limited to ten.

It was further recommended that each Senator be permitted to name one stenographer typist, and that such employe act as clerk to each committee of which said Senator shall be chairman.

It was further recommended that the President of the Senate have exclusive appointment of the pages and such number of porters as may be necessary.

It is further recommended that the Lieutenant Governor be permitted to select a secretary and a stenographer and a personal messenger.

It is further recommended that the compensation of all officers and employes be five dollars per day, except that the Secretary of the Senate and the Journal Clerk each shall receive seven dollars per day, and except further that the pages and porters shall be paid two dollars per day.

It is further recommended that in case of a vacancy in the position of any officer or employe during the session that the President of the

Senate be permitted to fill such vacancy and further that if in the judgment of the Lieutenant Governor the services of any officer or employee of the Senate shall become unnecessary the President of the Senate shall have authority to dispense with the services of such officer or employee. It is further recommended that the President of the Senate have authority to transfer employees from one department to another in cases of necessity.

It is further recommended that each Senator be given such time as he shall desire to name his personal appointment and that such appointment be made by handing the name of such employee to the Secretary of the Senate.

McNEALUS, Chairman.
CALDWELL, Secretary.

The report was laid before the Senate, read and adopted on motion of Senator McNealus.

The following is the personnel of the officers and employees included in the foregoing report:

Secretary, John D. McCall.
Assistant Secretary, George H. Boynton.
Journal Clerk, T. H. Yarbrough.
Assistant Journal Clerk, Otto Ridgeway.
Second Assistant Journal Clerk, Ralph Soape.
Calendar Clerk, W. C. Day.
Sergeant-at-Arms, M. F. Hornbuckle.
First Assistant Sergeant-at-Arms, James Kenny.
Second Assistant Sergeant-at-Arms, Jack Crotty.
Assistant Sergeant-at-Arms, J. P. Hall and C. T. Hunter.
Doorkeeper, Z. A. McReynolds.
Assistant Doorkeeper, Billy Nichols.
Enrolling Clerk, Lovedy Adams.
Engrossing Clerk, Mrs. Clara Hemphill.
Mailing Clerk, Mrs. Sally Stelfox.
Assistant Mailing Clerks, Mrs. E. C. Little, Miss Lavinia Harvill, and Miss May Odom.
Senate Librarian, Mrs. Frances McMinds.
Postmaster, Mrs. Clyde Smith.
Chaplain, Rev. S. H. Morgan.
Utility Clerk, Mrs. Myrtle Morrison.
Special Messenger, Robert Lunsford.
Finance Committee Clerk, R. V. Nichols.

Night Librarian, T. J. Owens.
General Messenger, George T. Walker.

Special Sergeant-at-Arms, W. W. Williams.

Private Secretary to the Lieutenant Governor, William Atkinson.

Officers Elected.

On motion of Senator McNealus, the Secretary was directed to cast the vote of the entire Senate for the elective officers of the Senate; the same was done, and the officers were declared elected.

Reasons for Vote.

I voted "no" on the adoption of the caucus report because I believe that too many employees are being employed for the services to be performed during this Called Session as well as has been done during the sessions now passed.

SUITER.

Oath of Office Administered to Officers.

Here the following officers appeared en masse before the bar of the Senate and took the oath of office, administered by Lieutenant Governor Hobby:

Secretary, John D. McCall; Assistant Secretary, George H. Boynton; Journal Clerk, T. H. Yarbrough; First Assistant Journal Clerk, Otto Ridgeway; Second Assistant Journal Clerk, Ralph Soape; Sergeant-at-Arms, M. F. Hornbuckle; First Assistant Sergeant-at-Arms, James Kenny; Assistant Sergeants-at-Arms, Jack Crotty, J. P. Hall and C. T. Hunter; Doorkeeper, Z. A. McReynolds; Calendar Clerk, W. C. Day; Engrossing Clerk, Mrs. Clara Hemphill.

Notification Committee.

Senator Caldwell moved that the Chair appoint two committees of three members each to notify the Governor and House that the Senate was organized and ready for the transaction of business.

The motion was adopted.

The Chair appointed the following members as the committees provided for:

To notify the Governor: Senators Caldwell, McNealus and Robbins.

To notify the House: Senators Lattimore, Clark and Bee.

The first of the above named committees proceeded at once to the performance of its duties, and made report.

The report of said committee was received by the Senate and the committee discharged.

Petitions and Memorials.

There were none today.

Bills and Resolutions.

Senator Caldwell asked to introduce a bill.

Senator Woodward made the point of order that the Senate has not yet been notified of the organization of the House and that matters requiring the concurrence of both branches of the Legislature cannot be considered by either until the Legislature is fully organized.

The Chair deferred a ruling on the point of order until a later time.

Messages From the Governor.

Here Mr. S. Raymond Brooks appeared at the bar of the Senate with several messages from the Governor.

The Chair directed the Secretary to read the messages, which were as follows:

Governor's Office,
Austin, Texas, August 31, 1917.
To the Senate of Texas:

I ask the advice, consent and confirmation of the Senate to the appointment of Honorable R. F. Peden as judge of the county court for civil cases of Tarrant County, Texas.

Respectfully submitted,
W. P. HOBBY,
Acting Governor of Texas.

Governor's Office,
Austin, Texas, August 31, 1917.
To the Senate of Texas:

I ask the advice, consent and confirmation of the Senate to the appointment of Honorable A. C. Hartman of Curoo, Texas as district attorney of the Twenty-fourth Judicial District of Texas, to succeed Honorable Wayne Davis, resigned.

Respectfully submitted,
W. P. HOBBY,
Acting Governor of Texas.

Governor's Office,

Austin, Texas, August 31, 1917.

To the Legislature of the State of Texas:

Called temporarily to the performance of those duties that pertain to the Governor's office, I have submitted or will submit for the consideration of your body the subjects which were pending at adjournment of the Second Called Session of the Thirty-fifth Legislature; and I have convened your body at such time as will permit, with the least interruption, a final disposition of those matters.

It is not necessary, therefore, for me, at this time, to encumber your duties more than is contained in the proclamation setting forth the occasion for this extraordinary session.

Respectfully submitted,
W. P. HOBBY,
Acting Governor of Texas.

Simple Resolution No. 1.

Resolved, that the Lieutenant Governor and each Senator, in addition to the postage and stationery furnished him, be allowed expenses incurred for transmitting and receiving such telegrams and telephone messages as may be actually necessary in the discharge of his official duties, not to exceed during the Third Called Session of the Thirty-fifth Senate the aggregate sum of twenty-five dollars, all bills for such telegrams and telephone messages to be paid out of the contingent fund of the Senate when approved by such Senator receiving the same.

CALDWELL.

The resolution was read and adopted.

Simple Resolution No. 2.

Be it resolved, That the Senate adopt the rules of the Second Called Session of the Thirty-fifth Senate as the rules governing the Third Called Session.

CALDWELL.

The resolution was read and adopted.

Simple Resolution No. 3.

Be it resolved, That the Lieutenant Governor and each Senator be

permitted to subscribe for six newspapers to be paid out of the contingent expense fund of the Senate.
CALDWELL.

The resolution was read and Senator Hopkins offered the following amendment:

Amend the resolution by striking out "six" and insert in lieu thereof "three."

HOPKINS,
SUITER.

Senator Clark moved to table the amendment, which motion was lost by the following vote:

Yeas—11.

Bailey.	Hall.
Bee.	Lattimore.
Caldwell.	McNealus.
Clark.	Page.
Dayton.	Woodward.
Gibson.	

Nays—11.

Alderdice.	Hopkins.
Buchanan of Bell.	Johnson of Hall.
Buchanan of Scurry.	Robbins.
Dean.	Strickland.
Decherd.	Suiter.
Floyd.	

Absent.

Harley.	McCollum.
Henderson.	Parr.
Hudspeth.	Smith.
Johnston of Harris.	Westbrook.

Senator Page offered the following substitute for the pending amendment:

Amend the resolution by striking out "six" wherever it occurs and inserting in lieu thereof "five."

The substitute was adopted by the following vote:

Yeas—11.

Bailey.	Gibson.
Bee.	Hall.
Buchanan of Bell.	Lattimore.
Caldwell.	McNealus.
Clark.	Page.
Dayton.	

Nays—10.

Alderdice.	Hopkins.
Buchanan of Scurry.	Johnson of Hall.
Dean.	Robbins.
Decherd.	Strickland.
Floyd.	Suiter.

Absent.

Harley.	Parr.
Henderson.	Smith.
Hudspeth.	Westbrook.
Johnston of Harris.	Woodward.
McCollum.	

The amendment as substituted was then adopted.

Action recurred upon the resolution as amended and the same was adopted by the following vote:

Yeas—15.

Alderdice.	Gibson.
Bailey.	Hall.
Bee.	Johnson of Hall.
Buchanan of Bell.	Lattimore.
Caldwell.	McNealus.
Clark.	Page.
Dayton.	Woodward.
Dean.	

Nays—7.

Buchanan of Scurry.	Robbins.
Decherd.	Strickland.
Floyd.	Suiter.
Hopkins.	

Absent.

Harley.	McCollum.
Henderson.	Parr.
Hudspeth.	Smith.
Johnston of Harris.	Westbrook.

Simple Resolution No. 4.

Resolved, That the Sergeant-at-Arms pay rent for such typewriter machines as may be necessary (not to exceed \$3.00 per month for each machine) for the employes of the Senate.

CALDWELL.

The resolution was read and adopted.

Simple Resolution No. 5.

Resolved, That two thousand copies of the Senate Journal for the Third Called Session of the Thirty-fifth Legislature be printed daily and be prorated among the senators and the Lieutenant Governor for distribution among their constituents.

CALDWELL.

The resolution was read and Senator Suiter offered the following amendment, which was read and adopted:

Amend the resolution by striking

out "2000" and inserting in lieu thereof "1600."

The resolution as amended was then adopted.

Point of Order as to Consideration of Bills.

Senator Dayton called for a ruling by the Chair on the point of order raised by Senator Woodward relating to consideration of bills by the Senate prior to the organization of the House.

The Chair overruled the point of order following the precedent of Congress as shown by Hind's Precedents, Vol. 1, pages 81 and 82.

Bills and Resolutions.

By Senators Henderson and Hopkins:

S. B. No. 1, A bill to be entitled "An Act to amend Title 37, Chapter 6, of the Revised Civil Statutes of the State of Texas by adding thereto Article 186a, and to repeal all laws in conflict herewith, by providing that a defendant who is in the service of the United States either as a sailor or soldier shall not be required to answer to the merits of a demand sued upon during the time he is actively engaged as either a sailor or soldier in the war between the United States and Germany, and providing that he shall be required to answer to the merits of such suit within ninety days from the date of the signing of a treaty of peace between the United States and Germany, and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senators Henderson and Hopkins:

S. B. No. 2, A bill to be entitled "An Act providing that in cases of sales of real property of soldiers and sailors serving in the armies or navies of the United States who are in war with Germany, by virtue of deeds of trust or mortgages where such sales are made without foreclosure suits, that before the execution of any conveyance or delivery of the property there shall first be filed a suit for the confirmation of the sales and for authority to make conveyance and delivery of the property, declaring how service shall be had in such suits and the law applicable thereto, and pro-

viding for confirmation of such sales, creating and defining offenses for violations of this Act, prescribing the punishment therefor, and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senators Hudspeth and McNealus:

S. B. No. 3, A bill to be entitled "An Act to provide for the relief of citizens of Texas suffering by reason of the severe drouth now existing, to make appropriation therefor, prescribing the manner in which it shall be handled and distributed, and declaring an emergency."

Read first time and referred to Committee on Finance.

By Senator Caldwell:

S. B. No. 4, A bill to be entitled "An Act making an appropriation of the sum of twenty-five thousand dollars or so much thereof as may be necessary to pay the contingent expenses of the Third Called Session of the Thirty-fifth Legislature of the State of Texas, convened on August 31, 1917, by proclamation of the Acting Governor, providing how accounts may be approved and declaring an emergency."

Read first time and referred to Committee on Finance.

By Senator Caldwell:

S. B. No. 5, A bill to be entitled "An Act making an appropriation of the sum of sixty-five thousand dollars or so much thereof as may be necessary, out of the general revenue, not otherwise appropriated, to pay the mileage and per diem of members and the salaries of and per diem of officers and employes of the Third Called Session of the Thirty-fifth Legislature of the State of Texas, providing how accounts may be approved and declaring an emergency."

Read first time and referred to Committee on Finance.

Simple Resolution No. 6.

Resolved, That L. V. Nichols be paid five dollars for one day's work on Finance Committee.

CALDWELL.

The resolution was read and adopted.

Senate Concurrent Resolution No. 1.

Resolved, That the joint rules of the Second Called Session of the Thirty-fifth Legislature be adopted as the Joint Rules of the Third Called Session.

CALDWELL.

The resolution was read and adopted.

Morning call concluded.

Senate Bill No. 4.

(By unanimous consent.)

On motion of Senator Caldwell, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 4 put on its second reading by the following vote:

Yeas—21.

Alderdice.	Gibson.
Bailey.	Hopkins.
Bee.	Johnson of Hall.
Buchanan of Bell.	Lattimore.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Clark.	Robbins.
Dayton.	Strickland.
Dean.	Suiter.
Decherd.	Woodward.
Floyd.	

Absent.

Hall.	McCollum.
Harley.	Parr.
Henderson.	Smith.
Hudspeth.	Westbrook.
Johnston of Harris.	

The Chair laid before the Senate on second reading,

S. B. No. 4, A bill to be entitled "An Act making an appropriation of the sum of twenty-five thousand dollars or so much thereof as may be necessary to pay the contingent expenses of the Third Called Session of the Thirty-fifth Legislature of the State of Texas, convened on August 31, 1917, by proclamation of the Acting Governor, providing how accounts may be approved and declaring an emergency."

The Senate rule requiring committee reports to lie over one day was suspended.

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Caldwell, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 4 put on its third reading and final passage by the following vote:

Yeas—21.

Alderdice.	Gibson.
Bailey.	Hopkins.
Bee.	Johnson of Hall.
Buchanan of Bell.	Lattimore.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Clark.	Robbins.
Dayton.	Strickland.
Dean.	Suiter.
Decherd.	Woodward.
Floyd.	

Absent.

Hall.	McCollum.
Harley.	Parr.
Henderson.	Smith.
Hudspeth.	Westbrook.
Johnston of Harris.	

The bill was laid before the Senate, read third time and, on motion of Senator Caldwell, was passed by the following vote:

Yeas—21.

Alderdice.	Gibson.
Bailey.	Hopkins.
Bee.	Johnson of Hall.
Buchanan of Bell.	Lattimore.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Clark.	Robbins.
Dayton.	Suiter.
Dean.	Westbrook.
Decherd.	Woodward.
Floyd.	

Nays—1.

Strickland.

Absent.

Hall.	Johnston of Harris.
Harley.	McCollum.
Henderson.	Parr.
Hudspeth.	Smith.

Senate Bill No. 5.

(By unanimous consent.)

On motion of Senator Caldwell, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 5 put

on its second reading by the following vote:

Yeas—21.

Alderdice.	Gibson.
Bailey.	Hopkins.
Bee.	Johnson of Hall.
Buchanan of Bell.	Lattimore.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Clark.	Robbins.
Dayton.	Strickland.
Dean.	Sulter.
Decherd.	Woodward.
Floyd.	

Absent.

Hall.	McCollum.
Harley.	Parr.
Henderson.	Smith.
Hudspeth.	Westbrook.
Johnston of Harris.	

The Chair laid before the Senate, on second reading:

S. B. No. 5, A bill to be entitled "An Act making an appropriation of the sum of sixty-five thousand dollars, or so much thereof as may be necessary, out of the general revenue not otherwise appropriated, to pay the mileage and per diem of members and the salaries and per diem of officers and employes of the Third Called Session of the Thirty-fifth Legislature of the State of Texas, providing how accounts may be approved, and declaring an emergency."

The Senate rule requiring committee reports to lie over one day was suspended.

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Caldwell, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 5 put on its third reading and final passage by the following vote:

Yeas—21.

Alderdice.	Gibson.
Bailey.	Hopkins.
Bee.	Johnson of Hall.
Buchanan of Bell.	Lattimore.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Clark.	Robbins.
Dayton.	Strickland.
Dean.	Sulter.
Decherd.	Woodward.
Floyd.	

Absent.

Hall.	McCollum.
Harley.	Parr.
Henderson.	Smith.
Hudspeth.	Westbrook.
Johnston of Harris.	

The bill was laid before the Senate, read third time and, on motion of Senator Caldwell, was passed by the following vote:

Yeas—21.

Alderdice.	Gibson.
Bailey.	Hopkins.
Bee.	Johnson of Hall.
Buchanan of Bell.	Lattimore.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Clark.	Robbins.
Dayton.	Strickland.
Dean.	Sulter.
Decherd.	Woodward.
Floyd.	

Absent.

Hall.	McCollum.
Harley.	Parr.
Henderson.	Smith.
Hudspeth.	Westbrook.
Johnston of Harris.	

Adjournment.

At 12:15 o'clock, Senator Clark moved that the Senate adjourn until 9:40 o'clock Monday morning, September 3, 1917.

The motion prevailed.

APPENDIX.

Engrossing Committee Reports.

Committee Room,
Austin, Texas, August 31, 1917.

Hon. W. L. Dean, President of the Senate.

Sir: Your Committee on Engrossed Bills has had Senate Bill No. 5 carefully compared and finds the same correctly engrossed.

ALDERDICE, Chairman.

Committee Room,
Austin, Texas, August 31, 1917.

Hon. W. L. Dean, President of the Senate.

Sir: Your Committee on Engrossed Bills has had Senate Bill

No. 4 carefully compared, and finds the same correctly engrossed.

ALDERDICE, Chairman.

Committee Reports.

(Floor Report.)

Senate Chamber,
Austin, Texas, August 31, 1917.

Hon. W. L. Dean, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 5, A bill to be entitled "An Act making an appropriation of the sum of sixty-five thousand dollars, or so much thereof as may be necessary, out of the general revenue, not otherwise appropriated, to pay the mileage and per diem of members and the salaries and per diem of officers and employes of the Third Called Session of the Thirty-fifth Legislature of the State of Texas, providing how accounts may be approved, and declaring an emergency,"

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass and be not printed.

Caldwell, Vice Chairman; Decherd, Hopkins, Johnson, Bee, Dean, Clark.

(Floor Report.)

Senate Chamber,
Austin, Texas, August 31, 1917.

Hon. W. L. Dean, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 4, A bill to be entitled "An Act making an appropriation of the sum of twenty-five thousand dollars, or so much thereof as may be necessary, to pay the contingent expenses of the Third Called Session of the Thirty-fifth Legislature of the State of Texas, convened on August 31, 1917, by proclamation of the Acting Governor, providing how accounts may be approved and declaring an emergency,"

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass and be not printed.

Caldwell, Vice Chairman; Decherd, Hopkins, Johnson, Bee, Dean, Clark.

SECOND DAY.

Senate Chamber,
Austin, Texas,
September 3, 1917.

The Senate met at 9:40 o'clock a. m. pursuant to adjournment, and was called to order by President Pro Tem. Dean.

The roll was called, a quorum being present, the following Senators answering to their names:

Alderdice.	Hopkins.
Bailey.	Hudspeth.
Bee.	Johnson of Hall.
Buchanan of Bell.	Johnston of Harris.
Buchanan of Scurry.	Lattimore.
Caldwell.	McCollum.
Clark.	Page.
Dayton.	Robbins.
Dean.	Smith.
Decherd.	Strickland.
Floyd.	Suiter.
Gibson.	Westbrook.
Hall.	Woodward.
Harley.	

Absent.

Henderson. Farr.
McNealus.

Prayer by Rev. Mitchell, Chaplain of the House.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Alderdice.

Petitions and Memorials.

See Appendix.

Message From the Governor.

Here Mr. S. Raymond Brooks appeared at the bar of the Senate with a message from the Governor.

The Chair directed the Secretary to read the same which was as follows:

Governor's Office,
Austin, Texas, Sept. 3, 1917.

To the Texas State Senate:

I ask the advice, consent and confirmation of the Senate to the appointment of Mr. John Sealy of Galveston, Texas, to be a member of the Board of Regents of the Univer-